

Serial No. 10/614,055

Attorney Docket No. 01T-032

REMARKS

Applicants thank the Examiner for acknowledging Applicants' claim for foreign priority and reception of the certified copy of the foreign priority document that was submitted on July 8, 2003.

Claims 1 – 25 are pending. Claims 1 – 10, 13 and 19 – 25 have been canceled. Applicants respectfully request reconsideration and allowance of this application in view of the above amendments and the following remarks.

Claim 17 was rejected under 35 U.S.C. 112, second paragraph, as being indefinite. Particularly, the Examiner has asserted that it is not clear to what part of the system the host is returning the information. Applicants have accordingly amended claim 17 to recite "...said host system receiving information related to said optical switch..." based upon the Examiner's assumption. Accordingly, the rejection of claim 17 should be withdrawn.

Claims 11 – 12 and 14 – 18 were rejected under 35 USC 102(e) as being anticipated by U.S. Patent Pub. No. 2002/01776648 to Bhat. Applicants respectfully request that this rejection be withdrawn for the following reasons.

Claim 11 has been amended to include the limitations of dependent claim 13. The Examiner has indicated that claim 13 recites allowable subject matter. Therefore, claim 11 should be in condition for allowance.

Claims 12 and 14 – 15 depend from claim 11. Therefore, the rejection of these claims should be withdrawn for at least the above-mentioned reasons with respect to claim 11.

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Claim 16 has been amended to include the limitations of claims 19 – 21. The Examiner has indicated that claim 21 recites allowable subject matter. Therefore, claim 16 should be in condition for allowance.

Claims 17 – 18 depend from claim 16. Therefore, the rejection of these claims should be withdrawn for at least the above-mentioned reasons with respect to claim 16.

In view of the foregoing, Applicant submits that this application is in condition for allowance. A timely notice to that effect is respectfully requested. If questions relating to patentability remain, the Examiner is invited to contact the undersigned by telephone.

If there are any problems with the payment of fees, please charge any underpayments and credit any overpayments to Deposit Account No. 50-1147.

Respectfully submitted,



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